

1 THE HONORABLE THOMAS S. ZILLY
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,)
11 Plaintiff,)
12 v.) NO. CR08-031TSZ
13 ALICIA KATHLEEN CRUZ, aka) ORDER CONTINUING
14 ALICIA KATHLEEN ARMSTRONG,) TRIAL DATE
15 Defendant.)
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18 ORDER

19 The Court, having reviewed the records and files herein and considered the
20 stipulation of the government and Defendant Alicia Kathleen Cruz, aka Alicia Kathleen
21 Armstrong, makes the following findings and enters the following order:

22 1. On January 31, 2008, a Grand Jury charged Defendant in a 9-count
23 Indictment. Defendant is charged with two counts of Felon in Possession of a Firearm,
24 three counts of Bank Fraud, two counts of Social Security Fraud, and two counts of
25 Aggravated Identity Theft. During the prosecution of this case, based on the
26 government's unopposed motion, Alicia Cruz has been detained at the Federal Detention
Center in SeaTac, Washington.

27 2. On February 7, 2008, Defendant was arraigned and her trial date was set for
28 March 31, 2008. Since that time, the government has provided discovery to her attorney.

1 3. In February 2008, the government received information regarding
2 additional illegal conduct potentially involving defendant and other uncharged co-
3 conspirators.

4 4. On February 28, 2008, the government and defense counsel discussed the
5 need for additional time for the government to supplement discovery, including providing
6 witness statements and other documents, based on law enforcement's on-going
7 investigation.

8 5. On March 9, 2008, Defendant signed and filed a written waiver of speedy
9 trial, waiving her right to a speedy trial under the provisions of the Sixth Amendment and
10 the Federal Speedy Trial Act, 18 U.S.C., Sections 3161, et. seq., through July 30, 2008.

11 6. The ends of justice outweigh the best interest of the public and the
12 defendant in a speedy trial. Based upon the parties' need to prepare the matter for trial, a
13 failure to grant the motion for a continuance would result in a miscarriage of justice.

14 7. The parties have requested and stipulated to this first continuance of the trial
15 date, which is GRANTED.

16 IT IS HEREBY ORDERED that the trial date is continued from March 31, 2008,
17 to July 21, 2008.

18 IT IS FURTHER ORDERED that, for purposes of computing the time limitations
19 imposed by the Speedy Trial Act, Title 18, United States Code,

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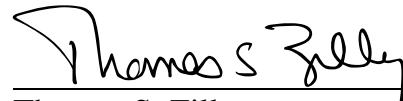
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1 Sections 3161-3164, the period of delay from March 13, 2008, to July 30, 2008, is
2 excludable time pursuant to Title 18, United States Code, Section 3161(h)(8)(B)(iv).

3 DONE this 17th day of March, 2008.
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6 Thomas S. Zilly
7 United States District Judge

8 Presented by:
9

10 /s Johanna Vanderlee
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